

Express Mail No.: EL 477 032 898 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: W. James Jackson

Serial No.: 09/677,752

Group Art Unit: 1645

Filed: October 3, 2000

Examiner: V. Ford

For: CHLAMYDIA PROTEIN, GENE

Attorney Docket No.: 7969-087-999

SEQUENCE AND USES THEREOF

DECLARATION UNDER 37 C.F.R. §1.131 OF DR. W. JAMES JACKSON

Assistant Commissioner for Patents U.S. Patent and Trademark Office P.O. Box 2327 Arlington, VA 22202

Sir:

I, Dr. W. James Jackson, declare and state the following:

- 1. I am the sole inventor of the subject matter claimed in the aboveidentified application.
- 2. I have carefully reviewed the application including the claims as amended by the Response Under 37 C.F.R. §1.111 with Amendments being submitted with this declaration.
- 3. I understand that this declaration is filed to show facts to demonstrate that prior to June 15, 2000, I had conceived the subject matter of pending Claims 15-24, 31-32 and 41 directed to a vaccine composition, against Chlamydia infection, comprising the isolated or recombinant putative membrane protein E (PMPE) polypeptide of Chlamydia having a molecular weight between 90 and 115kDa and had reduced to practice the isolated or recombinant PMPE.
 - 4. Attached as Exhibits 1-12C are the following documents:

- a. Exhibits 1-3: a copy of three memo Requests to Research

 Genetics from me requesting synthesis of primers to be used to

 obtain the nucleic acid encoding PMPE by PCR.
- b. Exhibit 4 is a copy of pages 8, 9 and 10 of the Laboratory
 Notebook of Kelly Johnson. In particular, page 9 relates to the creation of PCR products to isolate the *Chlamydia trachomatis*nucleic acid encoding PMPE using the primers requested by me
 in the documents designated Exhibit 1.
- c. Exhibit 5 is a copy of pages 20 and 21 of the Laboratory Notebook of Kelly Johnson. These pages relate to creation of PCR products comprising isolated *Chlamydia trachomatis* nucleic acid encoding PMPE using the primers requested by me in the documents designated Exhibit 2.
- d. Exhibit 6 is a copy of page 41 of the Laboratory Notebook of
 Kelly Johnson relating to PCR screen for colonies that
 transformed with C. trachomatis nucleic acid encoding PMPE
 (Ct pmpE-pQE-M15).
- Exhibit 7 is a copy of page 42 of the Laboratory Notebook of Kelly Johnson relating to Expression Analysis of the cloned
 PMPE. Results of the Western Blot Analysis are shown.
- f. Exhibit 8 is a copy of page 65-68. of the Laboratory Notebook of Kelly Johnson relating to production of plasmid preparations for expression of PMPE.

- g. Exhibit 9 is a copy of pages 67 and 68 of the Laboratory Notebook of Kelly Johnson relating to sequencing of the recombinantly expressed PMPE.
- h. Exhibit 10 is a copy of a five page Monthly Report relating to

 Chlamydia spp. Project Number: 0120 and 0125. In particular,

 pages 4-5 of the Monthly Report relate to a summary of the

 cloning and expression of Chlamydia trachomatis PMPE.
- Exhibit 11 is a copy of two pages of a Monthly Report relating to
 Chlamydia spp. Project Number: 0120 and 0125. In particular,
 page 2, of the report indicates that Chlamydia PMPE protein was
 cloned and expressed.
- j. Exhibit 12 is a copy of three pages, designated 12-A; 12-B; and
 12-C of a multi-page Quarterly Review relating to *Chlamydia* trachomatis Vaccine Development.
 - i. Exhibit 12-A is a copy of a page of the multi-page Quarterly Review (review) relating to the objectives for identification and evaluation of proteins like High Molecular Weight (HMW) protein of *Chlamydia* identified by Antex Biologics Inc. as an immunogenic protein suitable for a vaccine composition.
 - ii. Exhibit 12-B is a copy of a page of the multi-page

 Review relating to sequence identity analysis to

 determine which PMP proteins are homologous to

 HMW. As indicated, PMPE (designated PMPe: pro or

 PMP: 5) is most closely related to HMW.

- iii. Exhibit 12-C is a copy of a page of the multi-page

 Review summarizing data related to production of

 PMPE.
- 5. I have reviewed each of the documents in Exhibits 1-12C. Although the dates have been redacted, each of the dates of the documents is prior to June 15, 2000. I confirm that the work evidenced by the documents and all act relied upon in this declaration were carried out in the United States of America prior to June 15, 2000.
- 6. It should be noted that confidential information of Antex Biologics Inc. (Antex), Assignee of the present application, present in each of the documents not relating to PMPE has been redacted. It is my understanding that none of the material redacted which is not relevant to PMPE is necessary to understand the remaining information and its omission does not make the remaining information misleading.
- 7. I authored the documents designated Exhibits 1-3 and 10-11 and 12-A, 12-B and 12-C. The hand written notes on Exhibit 12-B were also authored by me. The experimental work reflected in Exhibits 4-9 was performed at my direction and under my supervision and control by Kelly Johnson, an employee of Antex my employer, the Assignee of the present application. The pages of the Laboratory Notebook are in the handwriting of Kelly Johnson.
- 8. Prior to June 15, 2000, as evidenced by Exhibits 1-11, I directed the successful cloning, expression and isolation of PMPE of *Chlamydia* of approximate molecular weight between 90 and 115 kDa.
- 9. Prior to June 15, 2000, as evidenced by Exhibits 12-A through 12-C, I appreciated that a composition comprising isolated PMPE of *Chlamydia* of molecular weight between 90 and 115 kDa, would be suitable for use as a vaccine c mposition. In part, this appreciation was based upon my knowledge of the suitability of another protein, isolated and

cloned from *Chlamydia*, by me and another co-inventor, at Antex, *i.e.* an outer membrane protein of about 105-115 kDa designated High Molecular Weight (HMW) protein (or HMWP). Accordingly, prior to June 15, 2000, I conceived the idea of a vaccine composition for use against *Chlamydia* infection, in which the vaccine composition comprises an isolated or recombinant *Chlamydia* PMPE of between 90 and 115 kDa.

I hereby declare further that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true and further I make these statements with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

Respectfully submitted

W. James Jackson, Ph.D.

To: Kim

Date:

c/o Research Genetics Huntsville, Al 35801

From: Jim Jackson

Antex Biologics (formerly MicroCarb Inc.)
Gaithersburg, MD 20879
301-590-0129

Subject: Oligonucleotide Synthesis

Please synthesize the following nine (9) oligonucleotides at the 40 nM scale, Trityl-off auto. No HPLC purification is necessary.

Ct-pmpE-Fm/p-Nde

5'- AGG CAG AGG CTC GAG ATG AAA AAA GCG TTT TTC TTT

TTC CTT ATC GG - 3'

47 mer

√Ct-pmpE-RCf/p-Xho

5' - AGG CAG AGG CTC GAG GAA TCG CAG AGC AAT TTC CCC ATT GAG - 3' 42 mer

/ Ct-pmpE-Hn/t-RI

5'- AGG CAG AGG GAA TTC ATG AAA AAA GCG TTT TTC TTT

TTC CTT ATC GG - 3'

47 mer

Ct-pmpE-RCh/t-Sal

5' - AGG CAG AGG GTC GAC TTA ATG GTG ATG GTG ATG GTG GAA
TCG CAG AGC AAT TTC CCC ATT GAG - 3' 63 mer

Ct-pmpF-Fm/p-Nde

5'- AGG CAG AGG CTC GAG ATG ATT AAA AGA ACT TCT CTA

TCC TTT GC - 3'

44 mer

To: Kim

Date:

c/o Research Genetics Huntsville, Al 35801

From: Jim Jackson

Antex Biologics (formerly MicroCarb Inc.)

Gaithersburg, MD 20879

301-590-0129

Subject: Oligonucleotide Synthesis

Please synthesize the following six (6) oligonucleotides at the 40 nM scale, Trityl-off auto. No HPLC purification is necessary.

L2-pmpE-Fm/28a-Nco*

5' - ATC CAG CAG AGG CC ATG GAA AAA GCG TTT TTC TTT TTC

CTT A - 3'

42 mer

L2-pmpE-RCf/28a-Sal

5' - ATC CAG CAG AGG GTC GAC GGC C GAA TCG CAG AGC AAT
TTC CCC ATT GA - 3'
48 mer

L2-pmpEsdm-Nde-F

5' - CGA GAA AAT CAT CCT GGA TTC <u>CAC ATG</u> CGC TCT TCC GGA TAC

TCT GCG G- 3'

49 mer

L2-pmpEsdm-Nde-RC

5' - CCG CAG AGT ATC CGG AGG AGC G<u>CA</u> T<u>G</u>T <u>G</u>GA ATC CAG GAT GAT

TTT CTC G - 3'

49 mer

L2-pmpEsdm-Xba-F

5' - GGA CTA GCT AGA GAG GTT CCT <u>TCC AGA</u> ATC TTT CTT ATG CCC

AAC TCA G - 3'

49 mer

L2-pmpEsdm-Xba-RC

5' - CTG AGT TGG GCA TAA GAA AGA T<u>TC T**G**G A</u>AG GAA CCT CTC TAG

CTA GTC C - 3'

49 mer

The purchase order number for this synthesis is 99-0016.

Please call if you require any additional information. I look forward to receiving these materials.

To: Kim

Date:

c/o Research Genetics Huntsville, Al 35801

From: Jim Jackson

Antex Biologics (formerly MicroCarb Inc.)
Gaithersburg, MD 20879
301-590-0129

Subject: Oligonucleotide Synthesis

Please synthesize the following six (6) oligonucleotides at the 40 nM scale, Trityl-off auto. No HPLC purification is necessary.

Ct-pmpE)Fn/p-Nde2

5'- ATC CAG CAG AGG CAT ATG AAA AAA GCG TTT TTC TTT
TTC CTT ATC GG - 3'
47 mer

Ct-pmrE)Fn/t-RI2

5'-ATC CAG CAG AGG GAA TTC ATG AAA AAA GCG TTT TTC TTT
TTC CTT ATC GG - 3'
50 mer

Ct-pmpF-Fn/p-Nde2

5'-ATC CAG CAG AGG CAT ATG ATT AAA AGA ACT TCT CTA

TCC TTT GC - 3'

44 mer

Ct-pmpF-Fn/t-RI2

5'-ATC CAG CAG AGG GAA TTC ATG ATT AAA AGA ACT TCT CTA
TCC TTT GC - 3'
47 mer

Cp-pmp13-Fm/30f-Sal

5'- ATC CAG CAG AGG GTC GAC GAG AAC TTT GAT GGA TCG

AGT GGG AA - 3'

44 mer

ROJECT PCR PRO	lut generation C. p. + C.t. Notebook No
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Create PCR Chlanydia D	products using Chlamydia trachomatis and neumoniae acrombic DVA with pmp and
H47 primers	s designed by Dr. Dackson
ATERIALS / 71 1 WILL BE DNA (prepare	
this experim	prepared by Jun Jackson) will be used in the following sets of primers will be
used:	G9070879 CpH47-RCf/p-Sal 38mer 5'-AGGCAGAGGGTCGACTTCTTCAGGTTTCAGGGCAATGA-3'
	641 ug Unpurified and Lyophilized pmol/ug = 85 %GC = 52.6 Tm = 116°C
	G9070880 CpH47-Fm/b-Nco 43mer 5'-AGGCAGAGGCCATGGAGGGGAAAAAAGAATCTCGAGTTTCCGA-3' 801 ug Unpurified and Lyophilized
	PBAD MW = 13382 ug/umol pmol/ug = 75 %GC = 51.2 Tm = 130°C
	G9070881 CpH47-RCf/b-Xba 40mer 5'-AGGCAGAGGTCTAGATGTTCTTCAGGTTTCAGGGCAATGA-3' 810 ug Unpurified and Lyophilized
	MW = 12392 ug/umol pmol/ug = 81 %GC = 47.5 Tm = 118°C
	G9070882 CpH47-Fn/t-RI 38mer 5'-AGGCAGAGGGAATTCATGATAACTAAGCAATTGCGTTC-3' 778 ug Unpurified and Lyophilized MW = 11738 ug/umol pmol/ug = 85 %GC = 42.1 Tm = 108°C
	G9070883 CpH47-RCh/t-Sal 59mer 5'-AGGCAGAGGGTCGACTTAATGGTGATGGTGATGGTGTTCTTCAGGTTTCA
	GGGCAATGA-3' 696 ug Unpurified and Lyophilized MW = 18390 ug/umol pmol/ug = 54 %GC = 49.2 Tm = 176°C
	G9070884 CpH47-Fm/p-Nde 35mer 5'-AGGCAGAGGCATATGATAACTAAGCAATTGCGTTC-3'
	743 ug Unpurified and Lyophilized MW = 10794 ug/umol pmol/ug = 93 %GC = 42.9 Tm = 100°C
	G9070885 CpH47-Fm/q-Bam 41mer 5'-AGGCAGAGGGGATCCGGGAAAAAAGAATCTCGAGTTTCCGA-3' 592 ug Unpurified and Lyophilized
	MW = 12741 ug/umol pmol/ug = 78 %GC = 51.2 Tm = 124°C
	G9070886 CO HgH47-RCs/q-Sal 41mer 5'-AGGCAGAGGGTCGACTTATTCTTCAGGGTTCAGGGCAATGA-3'
	618 ug Unpurified and Lyophilized MW = 12680 ug/umol pmol/ug = 79 %GC = 48.8 Tm = 122°C
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PROJECT PCR Proc	Just generation	on C.p. + C	<u>.亡.</u> Notebo	OOK NO		8	9
K9110131 5'-AGGCAGAGGCTCGAG	Ct-pmpE-Fm	/p-Nde	CTTATCGG-3'	47mer			
717 ug Unpurified and Ly MW = 14477 ug/umol Notes:	opnilizea	%GC = 42.6		24h 			
K9110132 5'-AGGCAGAGGCTCGAG	Ct-pmpE-RC	f/p-Xho CAATTTCCCCAT	TGAG-3'	42mer			
ogg Unpurified and LV	ophilized pmol/ug = 77	%GC = 54.8	$Tm = 130^{\circ}C$	246			
K9110133 5'-AGGCAGAGGGAATTC	Ct-pmpE-Fn	/t-RI GTTTTTCTTTTTC	CTTATCGG-3'	47mer			
911 ug Unpurified and Ly MW = 14476 ug/umol Notes:	ophilized	%GC = 38.3	•				
K9110134 5'-AGGCAGAGGGTCGA(TTTCCCCATTGAG-3'	Ct-pmpE-RC	Ch/t-Sal GGTGATGGTGGA	ATCGCAGAG	63mer CAA			
1300 ug Unpurified and Ly MW = 19585 ug/umol Notes:	yophilized pmol/ug = 51	%GC = 50.8	Tm = 190°C	_			
K9110135 5'-AGGCAGAGGCTCGA	Ct-pmpF-Fn GATGATTAAAAG	n/p-Nde AACTTCTCTATC	CTTTGC-3'	44mer			
660 ug Unpurified and L MW = 13512 ug/umol Notes:	yophilized pmol/ug = 74		$Tm = 126^{\circ}$	T246_			
K9110136 5'-AGGCAGAGGCTCGA	Ct-pmpF-RGAAAGACCAGAC	Cf/p-Xho GCTCCTCCTGCA	rtga-3'	41mer			
660 ug Unpurified and L MW = 12613 ug/umol Notes:	yophilized pmol/ug = 79	%GC = 56.1	Tm = 128°	c 7246	3		
K9110137 5'-AGGCAGAGGGAATT	Ct-pmpF-Fi	n/t-RI AACTTCTCTATC	CTTTGC-3'	44mer			,
800 ug Unpurified and L MW = 13511 ug/umol Notes:	pmol/ug = 74	%GC = 38.6	Tm = 122°	c 1. 2			
K9110138 5'-AGGCAGAGGGTCGA	Ct-pmpF-R	.Ch/t-Sal rGGTGATGGTGA	AAGACCAGAC	62mer GCTC			
CTCCTGCATTGA-3' 907 ug Unpurified and I MW = 19241 ug/umol Notes:	Lyophilized pmol/ug = 52	%GC = 51.6	Tm = 1889	C Z			
K9110139 5'-AGGCAGAGGTCTAG 725 ug Unpurified and	Lyophilized	AGAGCTCCTCCT	•	44mer		-	
MW = 13531 ug/umol Notes:	pmol/ug = 74	%GC = 47.7	Tm = 130				
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5'- 13 M	-ATCCA		d and t	WAND	GTG	AAA d	GCG	TTT	TTC	TTT	TTC			= 120		12m	er -							
5'- 13 M N	-ATCCA6 366 ug U IW = 1284 otes:	npurifie 14 ug/ur	ed and L nol	yoph pı	GTG nilized mol/u	GAAA di ng = 7	GCC 8	RCf/	TTC %GC	TTT:	9 -	_1	Tm =		°C	48	mer							
5'-13 M N	-ATCCA6366 ug U IW = 1284 lotes: K911090 5'-ATCC 743 ug	npurifie 14 ug/ur 1 AGCA Unpuri	d and I	TCG	GTG nilized mol/u	GAAA d ig = 7 L2-p GGCO	MPE-CGA	RCf/	TTC %GC <u> </u>	TTT ! = 42. Sal GAG	PTCC	_1	Tm =	CAT	°C '	48: -3'								
5'-13 M N	-ATCCA6 366 ug U IW = 1284 otes: K911090 5'-ATCC	npurifie 14 ug/ur 1 AGCA Unpuri	d and I	TCG	GTG nilized mol/u	GAAA d ig = 7 L2-p GGCO	MPE-CGA	RCf/	TTC %GC <u> </u>	TTT:	PTCC	_1	Tm =	CAT	°C	48: -3'								
5'-13 M N	-ATCCA6366 ug U IW = 1284 otes: K911090 5'-ATCC 743 ug MW = 14	npurifie 14 ug/ur 1 AGCA Unpuri	d and I	TCG	GTG nilized mol/u	GAAA d ig = 7 L2-p GGCO	MPE-CGA	RCf/	TTC %GC <u> </u>	TTT ! = 42. Sal GAG	PTCC	_1	Tm =	CAT	°C '	48: -3'								
5' 13 M N N	-ATCCA6366 ug UIW = 1284 otes: K911090: 5'-ATCC 743 ug MW = 14 Notes:	npurifie 14 ug/ur 1 AGCA Unpuri	d and I	TCG	GTG nilized mol/u	GAAA d ig = 7 L2-p GGCC zed l/ug =	mpE-CGA/	RCf/	TTC GC 28a-S GCA %G	TTT ! = 42. Sal GAG	CAA'	_1	Tm =	CAT = 1	°C '	48: -3'		- - -						
5' 13 M N N -	-ATCCA6366 ug U IW = 1284 otes: K911090 5'-ATCC 743 ug MW = 14	npurifie 14 ug/ur 1 AGCA Unpuri	d and I	GTCC Lyo	GTG nilized mol/u	GAAA d ig = 7 L2-p GGCC zed l/ug =	mpE-CGA/	RCf/	TTC GC 28a-S GCA %G	Sal GAG	CAA'	TTT	Tm =	CAT = 1	TGA	488	mer	- - -	9		a			
5' 13 M N N -	-ATCCA6366 ug UIW = 1284 otes: K911090: 5'-ATCC743 ug MW = 14 Notes:	npurifie 14 ug/ur 1 AGCAC Unpuri 1725 ug/	d and I	GTCC Lyo	GACC philiz	GAAA d ig = 7 L2-p GGCC zed l/ug =	mpE-CGA/	RCf/	TTC GC 28a-S GCA %G	Sal GAG	CAA'	TTT	Tm =	CAT = 1	TGA	48: -3'	mer	- - -	Ογ		a			
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To: Larry Ellingsworth

From: J. Jackson

Subject: Chlamydia spp.

Project Number: 0120 & 0125

Re:

Monthly Report

Personnel: Andrea Harris, Jing Hui Tian, Kelly Johnson

Date:

Summary of C.trachomatis pmpE ORF Cloning & Expression:

Efforts to PCR clone and express the C.trachomatis pmpE protein appear to have succeeded. Derivatives of pQE30 have been recently generated that appear to produce low levels of recombinant pmpE protein in shake flasks following IPTG-induction. These derivatives were made such that the mature form of the pmpE (i.e. the coding sequence minus its putative ~25 residue signal sequence) is fused to a short M-RGS N-terminal translantional efficiency domain which precedes a (His)₆ affinity purification segment. The sequences of the PCR primers used to clone and express the C.trachomatis protein are presented below.

L2-pmpE-Ff/30-Sal

5' - ATC CAG CAG AG GGT CGA CGG GTT CCA GAT CCT ACG AAA GAG TCG CTA TC - 3'

49 mer

L2-pmpE-RCs/30-Sal

5' - ATC CAG CAG AGG GTC GAC GGC C TTA GAA TCG CAG AGC AAT
TTC CCC ATT GA - 3'
51 mer

While a ~100kDa IPTG-inducible protein is not observed in coomassie stained SDS-gels of crude shake flask lysates, a protein of the size expected for pmpE (~100kDa) does react in Western blots employing an anti- (His)₅ antibody as probe to detect the N-terminal (His)₆ tag. Unlike the recently expressed C.pneumoniae pmp8, pmp9, and pmp13 proteins, several lower molecular weight immunoreactive proteins are also detected in the pmpE blots. This suggests that the pmpE protein is either being degraded to some extent and/or transcription/translation of the pmpE gene is

being prematurely terminated and the termination products are being detected via blotting.

As with the C.pneumoniae pmp8 and pmp9 derivatives, the E.coli M15 pQE30-pmpE #37 expression clone has been transferred to the Fermentation Department for the production of master and working seed banks as well as for the production of cell paste for future purification efforts. Once a fermentation run has been completed with the pQE30-pmpE strain, QC analysis of the resulting material will be needed in order to determine whether the level of "intact" pmpE protein being produced is sufficient enough to warrant subsequent protein purification.

DNA sequence analysis of the pQE30-pmpE insert have just begun to confirm cloning junction sequences and thus verify protein identity. As with the other Chlamydial antigen candidates, a single strand DNA sequence will be derived from the cloned C.trachomatis L_2 pmpE gene to gauge the level of amino acid sequence similarity among different C.trachomatis serovars.

To: Larry Ellingsworth

From: J. Jackson

Subject: Chlamycha spp.
Project Number: 0120 & 0125

Re:

Monthly Report

Personnel: Andrea Harris, Jing Hui Tian, Kelly Johnson

Date:

Ct pmpE:

A single strand DNA sequence for the C.trachomatis pmpE expression clone (Ct-pmpE/pQE #37) has been obtained this month. As expected, analysis of the junction sequences indicate the \sim 2.9Kbp insert was cloned correctly into pQE30 and no spurious bases were either introduced or deleted during the cloning exercise. Further editing of the single strand sequence will be done as soon as possible to gauge the overall degree of similarity of the L_2 coding sequence to that given on the Berkeley database.

12-A

C.trachomatis Vaccine Development 1Q Review

Program Goals:

To develop a vaccine to prevent C.trachomatis infection in sexually active teenagers.

Objectives 2000:

Design a genomic strategy to identify candidate vaccines for evaluation.

Based on computational analyses, initiate studies to clone, express, purify at least two HMW-like proteins and at least two additional high priority candidates and evaluate these antigens in the Tuffery murine infertility model.

12-B

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4	271.0	299.0	317.0		11.1	11.4	12.7	13.8	12.4	4	Pmpd.pro
5	208:0	332.0	352.0	285.0		15.4	12.2	14.6	13.2	5	Pmpe.pro
6	214.0	386.0	393.0	291.0	158.5		11.8	11.5	12.1	6	Pmpf.pro
7	287.0	344.0	349.0	217.0	335.0	299.0		14.9	14.0	7	Pmpa.pro
8	223.0	371.0	407.0	213.0	253.0	279.0	181.5		12.3	8	Pmpi.pro
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Chlamydia spp. - Cloning & Expression Status

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DNA for PCR	LGV, L ₂	+										
Lab / BioServe Designation		Ct-pmpE/pQE # 37										
ORF Designation	C.trachomatis Ct-	ртрЕ	:				C.pneumoniae Cp-				;•	

Confidential and Proprietary to Antex Biologics.

APPENDIX A

Amino acid sequence of insert of Plasmid M15pREP (pQE-Ct-Uni) #37.

MRGSHHHHHHGSACELGTPGRRVPDPTKESLSNKISLTGDTHNLTNCYLDNLRYILAIL QKTPNEGAAVTITDYLSFFDTQKEGIYFAKNLTPESGGAIGYASPNSPTVEIRDTIGPV IFENNTCCRPFTSSNPNAAVNKIREGGAIHAQNLYINHNHDVVGFMKNFSYVRGGAIST ANTFVVSENQSCFLFMDNICIQTNTAGKGGAIYAGTSNSFESNNCDLFFINNACCAGGA IFSPICSLTGNRGNIVFYNNRCFKNVETASSEASDGGAIKVTTRLDVTGNRGRIFFSDN ITKNYGGAIYAPVVTLVDNGPTYFINNVANNKGGAIYIDGTSNSKISADRHAIIFNENI VTNVTSANGTSTSANPPRRNAITVASSSGEILLGAGSSQNLIFYDPIEVSNAGVSVSFN KEADQTGSVVFSGATVNSADFHQRNLQTKTPAPLTLSNGFLCIEDHAQLTVNRFTQTGG VVSLGNGAVLSCYKNGAGNSASNASITLKHIGLNLSSILKSGAEIPLLWVEPTNNSNNY TADTAATFSLSDVKLSLIDDYGNSPYESTDLTHALSSQPMLSISEASDNQLRSDDMDFS GLNVPHYGWQGLWSWGWAKTQDPEPASSATITDPKKANRFHRTLLLTWLPAGYVPSPKH RSPLIANTLWGNMLLATESLKNSAELTPSDHPFWGITGGGLGMMVYQEPRENHPGFHMR SSGYFAGMIAGQTHTFSLKFSQTYTKLNERYAKNNVSSKNYSCQGEMLFSLQEGFLLAK LVGLYSYGDHNCHHFYTQGENLTSQGTFRSQTMGGAVFFDLPMKPFGSTHILTAPFLGA LGIYSSLSHFTEVGAYPRSFSTKTPLINVLVPIGVKGSFMNATQRPQAWTVELAYQPVL YRQELEIATQLLASKGIWFGSGSPSSRHAMSYKISQQTQPLSWLTLHFQYHGFYSSSTF CNYLNGEIALRF.

Nucleic acid sequence of Plasmid M15pREP (pQE-Ct-Uni) #37.

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GACGGGTTCCAGATCCTACGAAAGAGTCGCTATCAAATAAAATTAGTTTGACAGGAGACAC
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TATCAATAACGCCTGTTTGTGCAGGAGGAGCGATCTTCTCCCCTATCTGTTCTCTAACAGGAA
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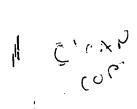
Blast 2 Sequences results

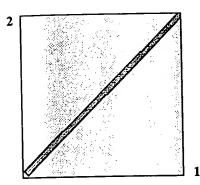
BLAST 2 SEQUENCES RESULTS VERSION BLASTP 2.2.1 [Aug-1-2001]

x_dropoff: 50 expect: 10.0 wordsize: 3 Filter Align

Sequence 1 lcl|seq_1 Length 956 (1 .. 956)

Sequence 2 lcl|seq_2 Length 965 (1 .. 965)





conscore and expect value) is calculated based on the size of nr database NOTI

Score = 1885 bits (4884), Expect = 0.0 Identities = 925/934 (99%), Positives = 930/934 (99%)

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Sbjct: 92 EGIYFAKNLTPESGGAIGYASPNSPTVEIRDTIGPVIFENNTCCRPFTSSNPNAAVNKIR 151

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Sbjct: 152 EGGAIHAQNLYINHNHDVVGFMKNFSYVRGGAISTANTFVVSENQSCFLFMDNICIQTNT 211

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Sbjct: 212 AGKGGAIYAGTSNSFESNNCDLFFINNACCAGGAIFSPICSLTGNRGNIVFYNNRCFKNV 271

Query: 263 ETASSEASDGGAIKVTTRLDVTGNRGRIFFSDNITKNYGGAIYAPVVTLVDNGPTYFINN 322

ETASSEASDGGAIKVTTRLDVTGNRGRIFFSDNITKNYGGAIYAPVVTLVDNGPTYFINN Sbjct: 272 ETASSEASDGGAIKVTTRLDVTGNRGRIFFSDNITKNYGGAIYAPVVTLVDNGPTYFINN 331

Query: 323 VANNKGGAIYIDGTSNSKISADRHAIIFNENIVTNVTSANGTSTSANPPRRNAITVASSS 382 +ANNKGGAIYIDGTSNSKISADRHAIIFNENIVTNVT+ANGTSTSANPPRRNAITVASSS

Sbjct: 332 IANNXGGAIYIDGTSNSKISADRHAIIFNENIVTNVTNANGTSTSANPPRRNAITVASSS 391

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Sbjct: 452 TPAPLTLSNGFLCIEDHAQLTVNRFTQTGGVVSLGNGAVLSCYKNGAGNSASNASITLKH 511

Query: 503 IGLNLSSILKSGAEIPLLWVEPTNNSNNYTADTAATFSLSDVKLSLIDDYGNSPYESTDL 562 IGLNLSSILKSGAEIPLLWVEPTNNSNNYTADTAATFSLSDVKLSLIDDYGNSPYESTDL

http://www.ncbi.nlm.nih.gov/blast/bl2seq/wblast2.cgi

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Query: 623 DPKKANRFHRTLLLTWLPAGYVPSPKHRSPLIANTLWGNMLLATESLKNSAELTPSDHPF 682
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                                    0.02 sys. secs
CPU time:
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Gapped
Lambda
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 Gapped
 Lambda
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 Matrix: BLOSUM62
 Gap Penalties: Existence: 11, Extension: 1
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 X2: 129 (49.7 bits)
 X3: 129 (49.7 bits)
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 S2: 77 (34.3 bits)
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APPENDIX B

Fertility Assessment for pmpE (FL / GP)

Group	Vaccine & Route	Fertile Females per Total	% Fertility	Number Litters per Total
I	PmpE + AB5 / i.n.	4/8	50%	5/8
II -	PmpE / i.n.	7/15	46%	8/15
m	AB5 / i.n. (Neg. Control)	2/22	9%	3/22
IV	AB5 / i.n. (Pos. Control)	19/20	95%	41 / 20



Express Mail No.: EL 477 032 898 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: W. James Jackson

Serial No.: 09/677,752

Group Art Unit: 1645

Filed: October 3, 2000

Examiner: V. Ford

For:

CHLAMYDIA PROTEIN, GENE

Attorney Docket No.: 7969-087-999

SEQUENCE AND USES THEREOF

STATEMENT REGARDING PERMANENCE AND AVAILABILITY OF DEPOSITED MICROORGANISMS

Assistant Commissioner for Patents U.S. Patent and Trademark Office P.O. Box 2327 Arlington, VA 22202

Sir:

- I, W. James Jackson, declare and state:
- 1. That I am an authorized Officer of Antex Biologics Inc., the Assignee of the above-identified application.
- 2. That on September 12, 2000, E. coli containing plasmid M15 pREP (pQE-pmpE-Ct) #37 was deposited with the AMERICAN TYPE TISSUE CULTURE COLLECTION (ATCC), at 10801 UNIVERSITY BLVD., MANASSAS, VIRGINIA 20110-2209, USA, International Depository Authority, in compliance with the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purpose of Patent Procedure. The deposit was viable at the time of deposit and has been assigned accession number ATCC No. PTA-2462.
- That I hereby assure the United States Patent and Trademark Office and the public that (a) all restrictions on the availability to the public of a sample of the

deposited microorganism will be irrevocably removed upon issuance of a United States patent of which the microorganism are the subject; (b) the above-mentioned microorganism will be maintained for a period of at least five years after the most recent request for the furnishing of a sample of the deposited microorganism were received by the ATCC and, in any case for a period of at least 30 years after the date of deposit; (c) should the deposited microorganism become non-viable it will be replaced by the Assignee; and (d) access to the deposited microorganism will be available to the Commissioner during the pendency of the patent application or to one determined by the Commissioner to be entitled to such cell line under 37 C.F.R. § 1.14 and 35 U.S.C. § 122.

I hereby declare further that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true and further I make these statements with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

Bv:

W. James Jackson, Vice President

Antex Biologies Inc.

Respectfully submitted